

# United States Patent and Trademark Office

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APPLICATION NUMBER FILING OR 371 (c) DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER

10/608,999

06/27/2003

Sheldon S. White

04644-126001

26161 FISH & RICHARDSON PC 225 FRANKLIN ST BOSTON, MA 02110 CONFIRMATION NO. 8365
FORMALITIES LETTER
\*OC000000010926856\*

Date Mailed: 09/25/2003

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
   Applicant must submit \$ 750 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.

  A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

 Additional claim fees of \$2128 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$3008 for a Large Entity

• \$750 Statutory basic filing fee.

- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$2128
  - \$1260 for 70 total claims over 20 .
  - \$588 for 7 independent claims over 3.
  - \$280 for multiple dependent claim surcharge.

Replies should be mailed to: Mail S

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

Effective OCTOBER 1, 2003. Patent Fees will be adjusted. Please note that fee amounts required by the enclosed Notice might reflect the fees due on the date of filing. Any fee paid on or after OCTOBER 1, 2003 is subject to the new FY 2004 fee schedule and must be paid in the new amount.

Extension - First month (Small Entity)       \$55       \$55*         Extension - Second month       \$410       \$420         Extension - Second month (Small Entity)       \$205       \$210         Extension - Third month       \$930       \$950         Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*	EXAMPLES OF FEES BEING ADJUSTED		* Indicates
Basic filing fee - Utility   \$750   \$770   \$780   \$790			fees remain
DESCRIPTION         FY 2003         FY 2004           Basic filing fee - Utility (Small Entity)         \$750         \$770           Basic filing fee - Utility (Small Entity)         \$375         \$385           Independent claims in excess of three         \$84         \$86           ndependent claims in excess of twenty         \$18         \$18*           Claims in excess of twenty (Small Entity)         \$9         \$9*           Multiple dependent claim         \$280         \$290           Multiple dependent claim (Small Entity)         \$140         \$145           Surcharge - Late filing fee         \$130         \$130           Surcharge - Late filing fee (Small Entity)         \$65         \$65           Design filing fee         \$330         \$340           Design filing fee (Small Entity)         \$165         \$170           Plant filing fee (Small Entity)         \$260         \$252           Reissue filing fee (Small Entity)         \$375         \$385           Reissue independent claims         \$84         \$86           Reissue claims in excess of twenty         \$18         \$18*           Reissue claims in excess of twenty (Small Entity)         \$9         \$9*           Provisional application filing fee (Small Entity)         \$80         \$80*			at FY 2003
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ndependent claims in excess of three (Small Entity)         \$42         \$43           Claims in excess of twenty         \$18         \$18*           Claims in excess of twenty (Small Entity)         \$9         \$9*           Multiple dependent claim         \$280         \$290           Multiple dependent claim (Small Entity)         \$140         \$145           Surcharge - Late filing fee         \$130         \$130           Surcharge - Late filing fee (Small Entity)         \$65         \$65           Design filling fee         \$330         \$340           Design filling fee (Small Entity)         \$165         \$170           Plant filing fee (Small Entity)         \$260         \$225           Reissue filing fee (Small Entity)         \$260         \$225           Reissue lindependent claims         \$84         \$86           Reissue independent claims (Small Entity)         \$42         \$43           Reissue claims in excess of twenty         \$18         \$18*           Reissue claims in excess of twenty (Small Entity)         \$9         \$9*           Provisional application filing fee (Small Entity)         \$80         \$80*           Surcharge - Late provisional filing fee (Small Entity)         \$25         \$25*           Non-English Specification         \$1			
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Non-English Specification       \$130       \$130*         Extension - First month       \$110       \$110*         Extension - First month (Small Entity)       \$55       \$55*         Extension - Second month       \$410       \$420         Extension - Second month (Small Entity)       \$205       \$210         Extension - Third month       \$930       \$950         Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*			\$50*
Extension - First month       \$110       \$110*         Extension - First month (Small Entity)       \$55       \$55*         Extension - Second month       \$410       \$420         Extension - Second month (Small Entity)       \$205       \$210         Extension - Third month       \$930       \$950         Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*			\$25*
Extension - First month (Small Entity)       \$55       \$55*         Extension - Second month       \$410       \$420         Extension - Second month (Small Entity)       \$205       \$210         Extension - Third month       \$930       \$950         Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*	Non-English Specification		\$130*
Extension - Second month       \$410       \$420         Extension - Second month (Small Entity)       \$205       \$210         Extension - Third month       \$930       \$950         Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*	Extension - First month	\$110	\$110*
Extension - Second month (Small Entity)       \$205       \$210         Extension - Third month       \$930       \$950         Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*		\$55	\$55*
Extension - Third month       \$930       \$950         Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*	Extension - Second month	\$410	\$420
Extension - Third month (Small Entity)       \$465       \$475         Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*		\$205	\$210
Extension - Fourth month       \$1,450       \$1,480         Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*		\$930	\$950
Extension - Fourth month (Small Entity)       \$725       \$740         Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*	Extension - Third month (Small Entity)	\$465	\$475
Extension - Fifth month       \$1,970       \$2,010         Extension - Fifth month (Small Entity)       \$985       \$1,005         Petition       \$130       \$130*	Extension - Fourth month	\$1,450	\$1,480
Extension - Fifth month (Small Entity) \$985 \$1,005 Petition \$130 \$130*	Extension - Fourth month (Small Entity)	\$725	\$740
Petition \$130 \$130*	Extension - Fifth month	\$1,970	\$2,010
	Extension - Fifth month (Small Entity)	\$985	\$1,005
Processing returned checks 50 \$50*	Petition	\$130	\$130*
	Processing returned checks	\$50	\$50*

For further fee information, please call (703-308-HELP)